

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

IN RE RANBAXY GENERIC DRUG  
APPLICATION ANTITRUST LITIGATION,

MDL No. 19-md-02878-NMG

THIS DOCUMENT RELATES TO:

*Meijer, Inc., et al. v. Ranbaxy, Inc., et al.*,  
No 15-cv-11828 (D. Mass.)

*Meijer, Inc., et al. v. Ranbaxy, Inc., et al.*,  
No 18-cv-12129 (D. Mass.)

*Cesar Castillo, Inc. v. Ranbaxy, Inc., et al.*,  
No. 18-cv-06126 (E.D.N.Y.)

**DEFENDANTS' MOTION TO DISMISS THE  
CONSOLIDATED DIRECT PURCHASER COMPLAINT**

Pursuant to Fed. R. Civ. P. 12(b)(6), defendants Ranbaxy, Inc. and Sun Pharmaceutical Industries Ltd. (collectively “Ranbaxy” or “Defendants”) move to dismiss the Consolidated Direct Purchaser Complaint (MDL Dkt. 20) in its entirety, with prejudice, for failure to state a claim on which relief may be granted. In support of this Motion, Defendants rely upon the accompanying Memorandum of Law and the Declaration of Laurence A. Schoen, with exhibits.

**REQUEST FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1(d), Defendants respectfully request oral argument on this Motion.

Dated: May 31, 2019

Respectfully submitted,

/s/ Laurence A. Schoen

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Pharmaceutical Industries Ltd.*

**LOCAL RULE CERTIFICATION**

Pursuant to Local Rule 7.1(a)(2), counsel for Defendants certify that they conferred with counsel for Direct Purchaser Plaintiffs in a good faith effort to resolve or narrow the issues raised by this Motion, but were unable to do so.

/s/ Laurence A. Schoen

Laurence A. Schoen

**CERTIFICATE OF SERVICE**

I, Laurence A. Schoen, hereby certify that on May 31, 2019, this document, filed through the ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing.

/s/ Laurence A. Schoen

Laurence A. Schoen